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5212-5-10-9

E-Filed 6/16/09

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

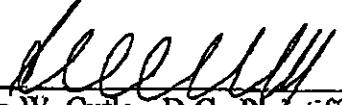
ELLEN W. CUTLER, D.C.)
Plaintiff,) Case No.: 08-CV-04650 JF
vs.) STIPULATION AND ORDER
ENZYMES, INC.; et al.,)
Defendants.)

IT IS HEREBY STIPULATED by and between the parties as follows:

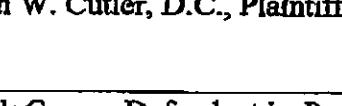
This case is currently in the ADR Program in the above-captioned Court. At the April 24, 2009 Case Management Conference in this matter, the parties informed the Court that they were amenable to having this case set for a settlement conference before Judge Richard Seeborg. The settlement conference has been scheduled for August 11, 2009. Therefore, the parties request that the Case management Conference currently scheduled for June 26, 2009 be continued until a date after the August 11, 2009 settlement conference.

IT IS SO STIPULATED:

1 Dated: 6/12/, 2009


Ellen W. Cutler, D.C., Plaintiff in *Pro Per*

2 Dated: _____, 2009


Frank Guzzo, Defendant in *Pro Per*

6 Dated: 6/15, 2009

GAUNTLETT & ASSOCIATES


/s/

7 James A. Lowe, Esq.
8 Counsel for Defendant Empire Health, LLC

10 Dated: 6/15, 2009

CESARI, WERNER and MORIARTY


By: _____

11 IAN FRASER-THOMSON/JOSE A. MONTALVO
12 Attorneys for Defendants
13 Enzymes, Inc., James Greaves and Lynn Greaves

14
15
16
17 **ORDER**

18 The Case management Conference set for June 26, 2009 is vacated in light of the
19 settlement conference which is scheduled before Judge Richard Seeborg on August 11, 2009. The
20 new Case Management Conference is scheduled for _____.

21 IT IS SO ORDERED:

22
23
24 Dated: _____ 2009

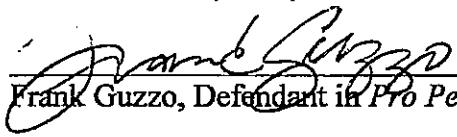
BY: _____

25 THE HONORABLE JEREMY FOGEL
26 JUDGE OF THE UNITED STATES DISTRICT COURT

1 Dated: _____, 2009

2 Ellen W. Cutler, D.C., Plaintiff in *Pro Per*

3 Dated: June 12, 2009

4 
5 Frank Guzzo, Defendant in *Pro Per*

6 GAUNTLETT & ASSOCIATES

7 Dated: _____, 2009

8 James A. Lowe, Esq.
9 Counsel for Defendant Empire Health, LLC

10 CESARI, WERNER and MORIARTY

11 Dated: _____, 2009

12 By: _____
13 IAN FRASER-THOMSON/JOSE A. MONTALVO
14 Attorneys for Defendants
15 Enzymes, Inc., James Greaves and Lynn Greaves

16 **ORDER**

17 The Case management Conference set for June 26, 2009 is vacated in light of the
18 settlement conference which is scheduled before Judge Richard Seeborg on August 11, 2009. The
19 new Case Management Conference is scheduled for August 21, 2009 at 10:30 a.m.

20 IT IS SO ORDERED:

21 Dated: June 16 2009

22 BY: _____

23 
24 THE HONORABLE JEREMY FOGEL
25 JUDGE OF THE UNITED STATES DISTRICT COURT